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7 *Attorneys for KeHE Distributors of Nevada, LLC*  
8 *And KeHe Distributors, Inc.*

9  
10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12  
13 EVANSTON INSURANCE COMPANY, a  
company organized under the laws of the State  
14 of Illinois,

15 Plaintiff,

16 v s.

17 [AFFINITYLIFESTYLES.COM](http://AFFINITYLIFESTYLES.COM), INC. d/b/a  
REAL WATER, a Nevada Corporation; REAL  
18 WATER, INC., a Delaware Corporation;  
REAL WATER OF TENNESSEE, LLC;  
19 COSTCO WHOLESALE CORPORATION, a  
Washington corporation; KEHE  
20 DISTRIBUTORS, INC.; KEHE  
DISTRIBUTORS OF NEVADA, LLC, a  
21 Delaware limited liability company; NEVADA  
22 BEVERAGE CO., a Nevada corporation;  
BRYAN ABELE, individually; SANDRA  
23 ABELE, individually; T.A., a minor child, by  
24 and through his parents, BRYAN and  
SANDRA ABELE; ALLON ADAR-BURLA,  
25 individually; AGNES ALEKSANDER,  
individually; PETER ANTHONY  
26 ARAMBULA, individually; YVONNE  
ARNONE, individually;  
27 YLVIA ATANSOVA, individually; RICHARD  
28 BELSKY, individually; KRISTINA A.

CASE NO. 2:25-cv-00670-CDS- EJY

**JOINT MOTION AND ORDER TO  
EXTEND THE DEADLINE TO OPPOSE  
PLAINTFF-IN-INTERPLEADER  
EVANSTON INSURANCE COMPANY'S  
APPLICATION FOR LEAVE TO  
DEPOSIT FUNDS INTO COURT  
REGISTRY**

**(First Request)**

1 ALLAN, formerly KRISTINA A. BIENEK,  
2 individually; STEPHAN BONNAR,  
3 individually; ANDRIA BORDENAVE,  
4 individually; JEREME BOTIZ, individually;  
5 CATHERINE BRITTON, individually;  
6 MIRIAM BRODY, individually; HUNTER  
7 BROWN, individually; PAMELA BROWN,  
8 individually; SARAH CALLOVI, individually;  
9 ARIKA CARRIER, individually; RYAN  
10 CARRIER, individually; H.C., a minor  
11 child, by and through her parents ARIKA and  
12 RYAN CARRIER; F.C., a minor child, by and  
13 through his parents ARIKA and RYAN  
14 CARRIER; NICOLE CHANG, individually;  
15 CRYSTAL CHOBAK, individually; JENNA  
16 CONSIGLIO, individually; NIEGAL DAVIS-  
17 RICHARD, individually; JAMES J. DELMAR,  
18 individually; VANYA DIAZ, individually;  
19 TYLER DIELMANN, individually;  
20 KATHLEEN GACIAS, individually;  
21 MATTHEW GONZALEZ, individually; TINA  
22 HARTSHORN, individually; TIQUIONTE  
23 HENRY, individually; JUAN DWAYNE  
24 HIGH, individually; JAMES HU, individually;  
25 MYLES HUNWARDSSEN, individually;  
26 ESTATE OF MILO HURST; TEVIS HURST,  
27 individually and as Administratrix of the  
28 ESTATE OF MILO HURST; YANIV ITTAH,  
as Special Administrator of the ESTATE OF  
ADIR ITTAH (DECEDENT); BLAIN JONES,  
individually; CINDY JONES, individually;  
LORRAINE A. KALAYANAPRAPRUIT,  
individually; KOUROSH KAVEH,  
individually; JILL RAW, individually; L.K., a  
minor child, by and through her parents  
KOUROSH KAVEH and JILL RAW; LISA  
KING, individually; JOHN KURHANEWICZ,  
individually; SHELBY KURHANEWICZ,  
individually; GINGER LAND-VAN BUREN,  
individually; VINCENT LINKE, individually;  
CARY MANO, individually; JOSE  
MARTINEZ, individually; GRAY  
MAYNARD, individually; ROBERT L.  
MCGOVERN, individually; RUDY  
MORALES, individually; JORGE MORALES,  
individually; S.M., a minor child, by and  
through his father, JORGE MORALES;  
KARLA MORENO, individually; CHRISTIAN

1 MORIMANDO, individually; GLEN MORRIS,  
2 individually; LORENZO MUNIZ, individually;  
3 CHERYL NALLY, individually; MONICA  
4 BRANCH NOTO, individually; ABRAHAM  
5 ENRIQUE OLVERA, individually; BRENDA  
6 ALANIZ, as Guardian Ad Litem for  
7 ABRAHAM ENRIQUE OLVERA; BRUCE  
8 PARENT, individually; ANDREA PROKOVA,  
9 individually; CHERI RASMUSSEN,  
10 individually; JESCE RICHT, individually;  
11 JUDITH RYERSON, as Special Administratrix  
12 of the ESTATE OF KATHLEEN RYERSON  
13 and as heir of KATHLEEN MUSTAIN  
14 RYERSON (DECEDENT); RICHARD  
15 RYERSON, as heir of KATHLEEN  
16 MUSTAIN RYERSON (DECEDENT);  
17 PATRICIA SUTHERLAND, as heir of  
18 KATHLEEN MUSTAIN RYERSON  
19 (DECEDENT); JAZMIN SCHAFFER,  
20 individually; CANDICE SHARAPOV,  
21 individually; NIKOLAY SHARAPOV,  
22 individually; L.S., a minor child, by and  
23 through his parents CANDICE and NIKOLAY  
24 SHARAPOV; Z.S., a minor child, by and  
25 through her parents CANDICE and NIKOLAY  
26 SHARAPOV; CHRISTINA SOSA,  
27 individually; CAROLYN STRONG,  
28 individually; LI CHING TAO, individually;  
DANIEL TAYLOR, individually; JOSEPH  
TEGANO, individually; NATHAN  
VINCELETTE, individually; MONICA  
VOZZA, individually; STEVEN WADKINS,  
individually; DAISY WEI, individually;  
SANTEE WILLIAMS, individually; L.Y.W., a  
minor child by and through her mother  
SANTEE WILLIAMS; L.O.W., a minor child  
by and through her mother SANTEE  
WILLIAMS; BRANDY WREN, individually;  
CHRISTOPHER BRIAN WREN, individually;  
EMELY WREN, individually; C.N.W., a minor  
child by and through his Guardian Ad Litem  
CHRISTOPHER BRIAN and EMELY WREN;  
GRACIE ZIMMERMAN, individually, and  
DOES 1 through 100, inclusive,

Defendants.

1 Pursuant to Local Rules IA 6-1 and 6-2, Defendants, KeHE Distributors of Nevada, LLC  
2 (“KDN”), and KeHE Distributors, Inc. (“KDI”), (collectively “Defendants”) and Evanston  
3 Insurance Company (“Plaintiff”), through undersigned counsel hereby jointly move and agree as  
4 that Defendants shall have additional time to file an opposition to Plaintiff’s Application for Leave  
5 to Deposit Funds into Court Registry (ECF No. 6) (the “Application”) up to and including June 6,  
6 2025. The Application was filed and served on April 28, 2025. The current opposition deadline  
7 passed on May 12, 2025.

9 Under LR IA 6-1, “A request made after the expiration of the specified period will not be  
10 granted unless the movant or attorney demonstrates that the failure to file the motion before the  
11 deadline expired was the result of excusable neglect.” There have been multiple related cases filed  
12 in federal court relating to insurance funds and Affinitylifestyles.com, Inc. d/b/a Real Water,  
13 including motions to deposit these funds with the Court. *See, e.g.*, Case No.: 2:25-cv-00399-RFB-  
14 BNW at ECF No. 8. While Defendants have opposed motions to deposit in other cases, (*see* Case  
15 No.: 2:25-cv-00399-RFB-BNW at ECF No. 117), Defendants inadvertently neglected to meet the  
16 deadline to oppose the Application in this case. Defendants have been working on responding to  
17 the complaint, which has not yet been served on all parties.

19 This joint motion is made in good faith and not for purposes of delay. This interpleader  
20 involves numerous defendants and service is still being completed on some defendants. The Court  
21 recently granted an extension for Plaintiff to file a reply in support of its Application, so no parties  
22 will be prejudiced by this extension. Accordingly, in the interests of economy, the parties hereto  
23 agree to extend the deadline to oppose the Application to June 6, 2025.

1 This is the first motion for extension of time to file this opposition.

2  
3 Dated this 3<sup>rd</sup> day of June, 2025.  
4 **HUTCHISON & STEFFEN, PLLC**

5 */s/ Jeffrey R. Hall*

6 \_\_\_\_\_  
7 Jeffrey R. Hall (9572)  
8 Christina M. Alexander (9360)  
9 10080 W. Alta Drive, Suite 200  
10 Las Vegas, Nevada 89145

11 *Attorneys for*  
12 *KeHE Distributors of Nevada, LLC and*  
13 *KeHE Distributors, Inc.*

Dated this 3<sup>rd</sup> day of June, 2025.  
**NICOLAIDES FINK THORPE**  
**MICHAELIDES SULLIVAN LLP**

*/s/ Jeffrey N. Labovitch*

\_\_\_\_\_  
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-- and --

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Reno, NV 89501-1991

*Attorneys for Plaintiff*  
*Evanston Insurance Company*

14  
15 **IT IS SO ORDERED.**

16  
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18   
19 UNITED STATES MAGISTRATE JUDGE

20 DATED: June 4, 2025  
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